

Lexington, Kentucky October 20, 2005

The Council of the Lexington-Fayette Urban County Government, Kentucky convened in regular session on October 20, 2005 at 7:00 P.M. Present were Mayor Teresa Ann Isaac in the chair presiding and the following members of the Council: Council Members McChord, Moloney, Myers, Scanlon, Shafer, Stevens, Stinnett, Wigginton, Brown, Cegelka, DeCamp, Ellinger, Farmer, Gorton and Lane.

The reading of the Minutes of the previous meetings was waived.

Ordinances No. 277-2005 thru 285-2005 inclusive and Resolutions No. 524-2005 thru 583-2005 inclusive were reported as having been signed and published, and were ordered to record.

Lexington, Kentucky October 20, 2005

The Invocation was given by Pastor Stan Schilffarth, First Church of God.

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Upon motion of Mr. Farmer and seconded by Ms. Shafer, the minutes of the July 12, August 18 and 25, 2005 Council Meetings were approved by unanimous vote.

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The Mayor recognized Ms. Carolyn Zerga, Attorney in the Dept. of Law, who requested that the Special Council Meeting for a police disciplinary hearing that was scheduled for October 25, 2005 be rescheduled to November 29, 2005 at 6:00 p.m. Ms. Zerga stated that all of the parties were in agreement with the date change.

Upon motion of Mr. DeCamp, seconded by Ms. Gorton and passed by unanimous vote, the Special Council Meeting that was to have been held on October 25, 2005 was rescheduled to November 29, 2005 at 6:00 p.m.

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Ms. Shafer presented a Proclamation that proclaimed December 14, 2005 as Beaumont Middle School Symphonic Band Day to Ms. Teresa Elliott, Band Director, and Ms. Ashley Burris, Associate Band Director.

Ms. Elliott thanked the Mayor and Council for the recognition and spoke about upcoming competitions and performances.

The Mayor congratulated the band and directors, and asked the students present to come forward for a group photo.

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Mr. Ellinger presented a Proclamation that proclaimed October 23 through October 29, 2005 as McConnell Springs Week to Mr. James Millard and Mr. Jim Rebmann, representing the Friends of McConnell Springs.

Mr. Ellinger invited everyone to the upcoming McConnell Springs Day at Keeneland Race Track.

Mr. Millard spoke about an interactive information kiosk that was now located at McConnell Springs, and invited everyone to attend the fundraising event.

The Mayor thanked them for all they have done for the historic site.

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Ms. Gorton presented a Proclamation that proclaimed October 23 through October 26, 2005 as Southern Regional Water Quality Days to Mr. Jim Rebmann.

application is approved, which grant funds are in the amount of \$50,000.00 Federal funds, are for operation of the Parent Resource Center for a Bright Future for a second year, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, appropriating funds pursuant to Schedule No. 86, and authorizing the Mayor to transfer unencumbered funds within the grant budget.

An Ordinance amending Section 22-5 of the Code of Ordinances abolishing one (1) position of Property and Evidence Supervisor, Grade 111E and amending Section 21-5 of the Code of Ordinances, creating one (1) position of Property and Evidence Supervisor, Grade 115E effective upon the date of passage, all within the Div. of Police, and appropriating funds pursuant to Schedule No. 88.

An Ordinance directing the Mayor, pursuant to Section 8.02 of the Charter, to submit the proposed annual operating and capital improvements budgets to the Urban County Council no later than the 2nd Tuesday in April of each calendar year.

An Ordinance authorizing the Mayor to accept a Donation of Five Hundred (\$500.00) dollars, from Partners for Youth, Inc., for the Charles Young Dancers and appropriating funds pursuant to Schedule No. 84.

An Ordinance amending certain of the budgets to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds remaining in FY 2005 into FY 2006 as approved at the October 4, 2005 Council Work Session, Schedule No. 91.

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An Ordinance accepting the proposal of CherryRoad Technologies, Inc., for the Enterprise Resource Planning (“ERP”) System, and authorizing the Mayor to execute an Implementation Services Agreement and any other necessary documents with CherryRoad Technologies, Inc., for the installation, modification, implementation, conversion, integration, configuration, training and customization of the ERP System, at a total cost not to exceed \$4,360,160.00, a PeopleSoft User Productivity Kit Agreement, License and Services Agreement, and any other necessary documents with Oracle USA, Inc., for the acquisition, licensing, training, and support of the software for the ERP System, at a total cost not to exceed \$1,556,135.00, subject to sufficient funds being appropriated, and appropriating funds pursuant to Schedule No. 93 was given second reading.

There was a discussion among the Council on the proposal and the system to be implemented.

The Council asked Ms. Donna Counts, Commissioner of the Dept. of Finance, and Mr. Tommy Fern, Oracle, about the process for choosing the system, the comparison of various systems, the database to be used, and the long term technology that would be required.

The ordinance passed by the following vote:

Aye: McChord, Moloney, Myers, Scanlon, Shafer, Stevens,
Stinnett, Wigginton, Brown, DeCamp, Ellinger, Gorton, Lane ----- 13

Nay: Farmer ----- 1
(Mr. Cegelka disqualified himself when the vote was taken.)

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An Ordinance amending certain of the budgets to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 80 was given second reading.

Mr. Brown stated for the record that the ordinance included budget amendment 3943 for the Div. of Fleet Services which was a \$200,000 increase of funds for vehicle and equipment fuel and that there would be a net impact increasing the 111 fund balance by \$196,610.

The ordinance passed by the following vote:

Aye: McChord, Moloney, Myers, Scanlon, Shafer,
Stevens, Stinnett, Wigginton, Brown, Cegelka,
DeCamp, Ellinger, Farmer, Gorton, Lane ----- 15

Nay: ----- 0

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The following ordinances were given first reading and ordered placed on file two weeks for public inspection.

An Ordinance changing the zone from a Single Family Residential (R-1D) zone to a Planned Neighborhood Residential (R-3) zone, for 0.35 net (0.40 gross) acre of property located at 852 Campbell Lane, subject to certain use restrictions imposed as conditions of granting the zone change. (RML Construction, RLLP)

An Ordinance amending Section 8-5(n) of the Zoning Ordinances to reduce the required off-street parking for family child care in residential zones (zones R-1A, R-1B, R-1C, R-1D, R-1E, R-1T, R-2, R-3, R-4 and R-5) from a minimum of three spaces to a minimum of one space in addition to that required for the dwelling.

An Ordinance amending Section 1-11 and 8-21(b), (d), (n) and (o) of the Zoning Ordinance to define “retail sales establishment,” “retail sales establishment, bulk merchandise,” “wholesale establishment,” and “wholesale establishment with warehouse,” to allow outdoor recreational facilities that are accessory to indoor recreational activities as conditional uses, and to allow office/warehouse mixed use projects and certain additional office uses in the Wholesale and Warehouse Business (B-4) and Light Industrial (I-1) zones.

An Ordinance amending Section 21-5 of the Code of Ordinances abolishing one (1) position of Public Service Supervisor, Grade 111N, and creating one (1) position of Telecommunications Support Specialist, Grade 113N, in the Dept. of General Services, and appropriating funds pursuant to Schedule No. 87.

An Ordinance amending Section 22-5 of the Code of Ordinances abolishing one position of Forensic Technician, Grade 109N, and one position of Chief Deputy Coroner, Grade 113N, and creating one position of Staff Assistant Sr., Grade 108N, and one position of Deputy Coroner, Grade 112N, all in the Coroner’s Office, and appropriating funds pursuant to Schedule No. 92.

An Ordinance amending certain of the budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and reappropriating funds, Schedule No. 90.

An Ordinance levying special improvement assessments under KRS Chapter 67A for neighborhood sewer projects for redemption of bond issues.

An Ordinance amending Section 21-27(f) of the Code of Ordinances to provide for fifty (\$50.00) supplemental pay for field training officers in the Div. of Community Corrections, to become effective November 1, 2005.

An Ordinance amending section 2 of Ordinance No. 203-2005 to correct the salaries of employees that were inverted by the reclassification of Sharick Edmonds, in the Div. of Solid Waste and the Div. of Streets, Roads & Forestry, to become effective retroactive to March 16, 2005, and appropriating funds pursuant to Schedule No. 94.

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Upon motion of Ms. Gorton, seconded by Ms. Shafer and passed by unanimous vote, an Ordinance authorizing the purchase and installation of an emergency power generator by the Division of Fire and Emergency Services for the E-911 Communications Center and authorizing payment to Whayne Power Systems for

hardware at a cost not to exceed \$22,491.00 and Arrow Electrical Contractors for installation and load balancing and freight and crane rental at a cost not to exceed \$46,850.00, and appropriating funds pursuant to Schedule No. 97 was placed on the docket, given first reading and ordered placed on file two weeks for public inspection.

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Upon motion of Mr. Brown, seconded by Mr. Wigginton and passed by unanimous vote, an Ordinance requesting that the architects involved with the Bluegrass-Aspendale Hope VI Project hold a three-day design charrette at Shiloh Baptist Church involving the residents of the Bluegrass-Aspendale area and the surrounding neighborhoods at a cost not to exceed \$15,000.00 and appropriating funds pursuant to Schedule No. 98 was placed on the docket.

Mr. Myers asked Mr. David Holmes, Commissioner of the Dept. of Law, about the ordinance.

The ordinance was given first reading and ordered placed on file two weeks for public inspection.

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The following resolutions were given second reading and passed by the following vote:

Aye: McChord, Moloney, Myers, Scanlon, Shafer,
Stevens, Stinnett, Wigginton, Brown, Cegelka,
DeCamp, Ellinger, Farmer, Gorton, Lane ----- 15

Nay: ----- 0

A Resolution accepting the bid of Odyssey Management Group, Inc. and United Building Services, Inc., establishing a price contract for custodial services contract B2, B3, B5 and B6.

A Resolution accepting the bid of Sherman and Schroder Equipment, in the amount of \$42,598.00, for digester gas compressors, for the Div. of Sanitary Sewers.

A Resolution accepting the bid of Environmental Recycling, Inc. establishing a price contract for recycling of white goods.

A Resolution accepting the bid of Wilhod, Inc., establishing a price contract for traffic sign installation and maintenance.

A Resolution accepting the bids of Economy Plumbing & Heating and Ken Tyson Plumbing, Inc., establishing a price contract for sump pump redirection.

A Resolution accepting the bid of Smith Services establishing a price contract for switch gear maintenance.

A Resolution accepting the bid of L-M Asphalt Partners Ltd. d/b/a Central Ky. Asphalt establishing a price contract for asphalt, for the Div. of Streets, Roads and Forestry.

A Resolution accepting the bid of L-M Asphalt Partners, Ltd. d/b/a Central Ky. Asphalt in the amount of \$2,100,000.00, for city street resurfacing, for the Div. of Streets, Roads and Forestry.

A Resolution authorizing the Mayor to execute and submit a Grant Application to the U.S. Dept. of Justice and to provide any additional information requested in connection with this grant application, which grant funds are in the amount of \$15,350.00 Federal funds, and are for the purchase of bullet proof vests for the Div. of Police (\$6,500.00), the Fayette County Sheriff's Office (\$7,550.00), and the Bluegrass Airport Police (\$1,300.00).

A Resolution authorizing the Mayor to execute a Conference Room Use Agreement with the Lexington Public Library, for use of the library theater for a Government Finance Officer Association (GFOA) video conference.

A Resolution authorizing the Mayor to execute a Maintenance Agreement with A. B. Dick Products of Lexington, Inc., for maintenance of multi-function copiers, for the Div. of Community Corrections, at a cost not to exceed \$10,250.00.

A Resolution authorizing the Mayor to execute Maintenance Service Agreement with Standard Business Machines, for maintenance on Sharp Copier, at a cost not to exceed \$13,992.25.

A Resolution authorizing the Mayor to execute Agreements with The Friends of McConnell Springs, Inc. (\$900.00), Beaumont Middle School PTA, Inc. (\$450.00), Metropolitan Woman's Club, Inc. (\$700.00), and NAMI Lexington (KY), Inc. (\$850.00) for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution authorizing the Mayor to execute a Kentucky Work Study Agreement between Eastern Kentucky University (EKU) and the Lexington-Fayette Urban County Government, for participation in the Work Study Program for eligible students, who will perform specific work assignments within various Lexington-Fayette Urban County Government departments and divisions during FY 2006.

A Resolution authorizing the Mayor to execute the Maintenance Service Agreement with Liebert Global Services, for UPS Maintenance Service, at a cost not to exceed \$8,248.00.

A Resolution authorizing the Mayor to execute an Agreement with International Business Machines Corporation, for hardware and software maintenance, at a cost not to exceed \$15,220.00.

A Resolution making a Declaration of Official Intent with respect to reimbursement from subsequent borrowings of temporary advances made for capital expenditures for the Enterprise Resource Planning System Project, in the aggregate amount of \$6,400,000.00 if the Urban County Government determines that it will not fund the Project with its available revenues or funds.

A Resolution initiating a Zoning Ordinance Text Amendment for Planning Commission review and recommendation so as to create an Agricultural Market Overlay Zone for the marketing of livestock as was previously recommended by the Planning Commission on October 9, 2003.

A Resolution authorizing the Mayor to execute a Memorandum of Agreement with Kentucky Senior Games, Inc., for the 2005 and 2006 Kentucky Senior Games, at no cost to the Urban County Government.

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A Resolution authorizing the Div. of Risk Management to purchase aviation liability insurance from Ace Insurance Co. for a police helicopter at a cost not to exceed \$8,819.00 and authorizing payment to Marsh USA, Inc., on behalf of Ace Insurance Co was given second reading and passed by the following vote:

Aye: McChord, Moloney, Myers, Scanlon, Shafer,
Stevens, Stinnett, Wigginton, Brown,
DeCamp, Ellinger, Farmer, Gorton, Lane ----- 14

Nay: Cegelka ----- 1

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A Resolution requesting that the architects involved with the Bluegrass-Aspendale Hope VI Project hold a three-day design charrette at Shiloh Baptist Church and include focus groups open to the public and schedule two public meetings involving the residents of the Bluegrass-Aspendale area and the surrounding neighborhoods was on the docket for first reading.

Mr. Brown made a motion, seconded by Ms. Shafer, to remove the resolution from the docket.

Mr. Farmer asked Mr. David Holmes, Commissioner of the Dept. of Law, and Mr. Myers, about the reason for the motion.

Mr. Holmes stated that the resolution was being removed because the request had to be done by an ordinance in order to appropriate the funds for the charrette.

Mr. Brown stated that two motions would be presented at Work Session on Tuesday, October 25th concerning the funding of the charrette and having the Planning Committee consider the issues involved with the Project.

The motion passed by unanimous vote, and the resolution was removed from the docket.

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The following resolutions were given first reading. Upon motion of Ms. Shafer and seconded by Ms. Gorton, the rules were suspended by unanimous vote. The resolutions were given second reading passed by the following vote:

Aye: McChord, Moloney, Myers, Scanlon, Shafer,
Stevens, Stinnett, Wigginton, Brown, Cegelka,
DeCamp, Ellinger, Farmer, Gorton, Lane ----- 15

Nay: ----- 0

A Resolution accepting the bid of Pierce Manufacturing, Inc., in the amount of \$825,415.00, for an aerial platform truck, for the Div. of Fire.

A Resolution authorizing the Mayor to execute an Agreement with the Fayette County Commonwealth Attorney's Office for a part time assistant prosecutor for the Street Sales Enforcement Project, at a cost not to exceed \$10,000.00.

A Resolution authorizing the Mayor to execute a Rental Agreement with Lexington Center Corp., for Lexington Convention Center, for the 2006 Minority Business Expo and Conference, at no cost to the Urban County Government.

A Resolution authorizing the Div. of Traffic Engineering, pursuant to Code of Ordinances Section 18-86, to install multi-way stop controls at the intersection of Slashes Road and Desha Road.

A Resolution authorizing the Dept. of Law to enter into a Settlement Agreement and/or Agreed Order of Settlement in Fayette Circuit Court, Civil Action No. 05-CI-3565 and to execute and record the release of three civil penalty liens on the property located at 151 Constitution Street, Lexington, Ky.

A Resolution authorizing the Mayor to execute a Facility Agreement with Bluegrass Miracle League, Inc., for baseball facilities for a youth program and recreational opportunities for people with disabilities and the elderly.

A Resolution authorizing the Mayor to execute an additional Software License Agreement with New World Systems Corp., for software for the expansion of the Dept. of Public Safety's mobile data communications network, at a cost not to exceed \$78,690.00.

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A Resolution authorizing the Mayor to execute an Agreement with the Kenton County Commonwealth Attorney's Office, for employment of an Assistant Commonwealth Attorney for prosecuting violent offenders as part of the Project Safe Neighborhoods Grant Program, at a cost not to exceed \$44,942.00 was given first reading.

Ms. Shafer made a motion, seconded by Ms. Gorton, to suspend the rules and give second reading to the resolution.

Mr. Wigginton requested additional information on the resolution.

The Mayor asked Ms. Rebecca Langston, Commissioner of the Dept. of Public Safety, to explain the resolution and give the reasons for it.

The motion passed by unanimous vote.

The resolution was given second reading and passed by the following vote:

Aye: McChord, Moloney, Myers, Scanlon, Shafer,
Stevens, Stinnett, Wigginton, Brown, Cegelka,
DeCamp, Ellinger, Farmer, Gorton, Lane ----- 15

Nay: ----- 0

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Upon motion of Ms. Shafer, seconded by Ms. Gorton and passed by unanimous vote, a Resolution to execute a Federal Equitable Sharing Agreement and Annual Certification Report with the United States Government was placed on the docket and given first reading.

Mr. Wigginton requested additional information on the resolution.

The Mayor asked Ms. Rebecca Langston, Commissioner of the Dept. of Public Safety, to explain the resolution.

Ms. Langston stated that the resolution dealt with funding from asset forfeitures.

Upon motion of Ms. Shafer and seconded by Ms. Gorton, the rules were suspended by unanimous vote. The resolution was given second reading and passed by the following vote:

Aye: McChord, Moloney, Myers, Scanlon, Shafer,
Stevens, Stinnett, Wigginton, Brown, Cegelka,
DeCamp, Ellinger, Farmer, Gorton, Lane ----- 15

Nay: ----- 0

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The following resolutions were given first reading and ordered placed on file two weeks for public inspection.

A Resolution accepting the bid of Harrod Concrete & Stone Co. establishing a price contract for wet mix concrete, for the Div. of Streets, Roads and Forestry.

A Resolution accepting the bid of Hurst Office Suppliers establishing a price contract for copier and computer paper, for the Div. of Central Purchasing.

A Resolution authorizing the Div. of Traffic Engineering pursuant to Code of Ordinances Section 18-66, designating the speed limit on Berea Road as 40 miles per hour and authorizing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with the designation.

A Resolution directing the Administration of the Urban County Government to provide the Urban County Council with a written comprehensive action plan for steps that can be taken immediately in response to the audit report prepared by the Div. of Internal Audit and dated August 15, 2005 for the Div. of Solid Waste and authorizing the Administration to issue a request for proposals to engage a consultant to review the financial records and operations of the Div. of Solid Waste and make recommendations for any necessary changes or restructuring.

A Resolution authorizing the Mayor to execute and submit an application to the U. S. Dept. of Homeland Security and to provide any additional information requested in connection with this Application for an Advanced Portable Detector under the Commercial Equipment Direct Assistance Program (CEDAP).

A Resolution authorizing the Mayor to execute a Certificate of Consideration and to accept a Deed conveying permanent sanitary sewer and temporary construction easements from Loudon Properties, Inc., located at 201 West Loudon Avenue, for the North Elkhorn Force Main Project, and authorizing payment in the amount of \$6,575.00, plus usual and appropriate closing costs.

A Resolution authorizing the Mayor to execute Agreements with Manchester Center, Inc. (\$1,100.00), The Leukemia & Lymphoma Society, Inc. (\$675.00), and Lexington Model Airplane Club, Inc. (\$850.00) for the Office of the Urban County Council, at a cost not to exceed the sums stated.

A Resolution authorizing the Mayor to execute a Master Agreement with the Commonwealth of Ky. for reimbursement of funds expended on behalf of Hurricane Katrina evacuees.

A Resolution authorizing the Mayor to execute an Agreement with the Fayette County Local Development Corp. for a preliminary architectural and engineering assessment of the building located at 201 West Fifth Street (formerly Russell School) for use as a community center, at a cost not to exceed \$50,000.00.

A Resolution authorizing the Mayor to execute Change Order No. 2 to the contract with Jarboe Construction, Inc., for the construction of the office for the Ky. Dept. for Employment Services, increasing the contract price by the sum of \$2,564.00 from \$365,000.00 to \$367,564.00.

A Resolution ratifying the probationary civil service appointments of: Sean Simmons, Engineering Technician, Grade 111N, \$13.038 hourly, in the Div. of Engineering, effective October 31, 2005, Cheryl Bryant, Budget Technician, Grade 112N, \$18.500 hourly, in the Div. of Budgeting, effective October 31, 2005, Jennifer Day, Microcomputer Support Specialist, Grade 113N, \$16.725 hourly, in the Div. of Computer Services, effective October 3, 2005, Tommie Johnson, Equipment Operator, Grade 108N, \$14.553 hourly, in the Div. of Sanitary Sewers, effective October 17, 2005, Pam Whitaker, Staff Assistant, Grade 107N, \$15.168 hourly, in the Div. of Planning, effective October 31, 2005, Bryan Helton, Code Enforcement Officer, Grade 113N, \$16.200 hourly, in the Div. of Building Inspection, effective October 31, 2005, Roger Hamperian, Records Management Analyst Sr., Grade 113N, \$20.00 hourly, in the Council Clerk's Office, effective October 31, 2005; ratifying the permanent civil service appointments of: Dawn Angarone, Administrative Specialist, Grade 110N, in the Div. of Risk Management, effective October 18, 2005, Ashley Case, Human Resources Analyst, Grade 115E, in the Div. of Human Resources, effective October 4, 2005, Shannon Wilson, Communications Officer, Grade 111N, in the Div. of Police, effective March 27, 2005, Donna Sayre, Communications Officer Sr., Grade 113N, in the Div. of Police, effective July 10, 2005, Scott Osborne,

Communications Shift Manager, Grade 116E, in the Div. of Police, effective April 4, 2005, Johnesia Harris, Administrative Specialist, Grade 110N, in the Div. of Police, effective August 7, 2005, Christy Davenport, Staff Assistant, Grade 107N, in the Div. of Police, effective July 17, 2005, Todd Caudill, Communications Officer, Grade 111N, in the Div. of Police, effective March 20, 2005; ratifying the permanent sworn appointments of: James Taulman, Brian Potts, Justin McFarland, David Davis II, Tony Brown, Jeff Nally, Mark Rogers, Thomas Merideth and Gerald Evans, Firefighter, Grade 311N, in the Div. of Fire, effective October 25, 2005; approving the unclassified civil service appointment of: Anthony Delimpo, Police Trainee, Grade 311N, \$14.560 hourly, in the Div. of Police, effective September 26, 2005, Jeffrey Fugate, Police Trainee, Grade 311N, \$14.560 hourly, in the Div. of Police, effective September 26, 2005.

A Resolution authorizing the Mayor to execute a Certificate of Consideration and to accept a Deed conveying permanent sanitary sewer and temporary construction easements from Lillian Jones and Anna Margaret Hamilton, co-trustees of the T/U/W of Gladys E. Hicks, located at 1629 Old Paris Road, for the North Elkhorn Force Main Project, and authorizing payment in the amount of \$2,225.00, plus usual and appropriate closing costs.

A Resolution authorizing the Mayor to execute a Certificate of Consideration and to accept a Deed conveying permanent sanitary sewer and temporary construction easements from Bobbie and Sylvia Waller, located at 824 West Main Street, for the North Elkhorn Force Main Project, and authorizing payment in the amount of \$2,800.00, plus usual and appropriate closing costs.

A Resolution authorizing the Mayor to execute an Agreement with The Race for Education, Inc. (\$1,100.00) for the Office of the Urban County Council, at a cost not to exceed the sum stated.

A Resolution authorizing the Mayor to execute Change Order No. 2 to the contract with CNOTP Railway Co. (Norfolk Southern Railway Co.), for West Reynolds Road Widening Project, increasing the contract price by the sum of \$3,000.76 from \$1,295,121.09 to \$1,298,121.85.

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Upon motion of Ms. Shafer, seconded by Mr. Ellinger and passed by unanimous vote, the communications from the Mayor were approved and are as follows: (1) recommending the appointment of Bill Allen to the Industrial Revenue Bond Review

Committee with a term to expire 3-5-2009. Mr. Allen will fill the unexpired term of David Hall; (2) recommending the appointments of Martin Clifford (1st District Representative), Larry R. Rhodes (9th District Representative), Jim Rebmann (4th District Representative) and John Kiefer (10th District Representative) to the Environmental Commission with terms to expire 10-1-2009; (3) recommending the appointment of Tyler Young to the Community Partnership Action Council with a term to expire 6-13-2006. Mr. Young will fill the unexpired term of Brian Siegal as Under Age 18 Representative and (4) recommending the reappointments of Luther Deaton and Ron Mossotti with terms to expire 2-28-2009, the appointments of Patterson DeCamp and Cecil Dunn with terms to expire 2-28-2009, and the appointments of Everett McCorvey and William T. Young, Jr. with terms to expire 2-28-2008, to the Lexington Center Corporation Board.

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The following communications were received from the Mayor for information only: (1) Resignation of Michael Meade, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 1, 2005; (2) Resignation of Scott McDaniel, Community Corrections Officer, Grade 110N, in the Div. of Community Corrections, effective October 17, 2005; (3) Resignation of Lance Gorham, Security Officer, Grade 103N, in the Dept. of General Services, effective October 6, 2005; (4) Resignation of Roy Shank, Police Trainee, Grade 311N, in the Div. of Police, effective October 4, 2005 and (5) Reinstatement of Clarence Winn, Public Service Worker, Grade 106N, \$9.715 hourly, in the Div. of Solid Waste, effective October 31, 2005.

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The report from the Div. of Sanitary Sewers for the month of September, 2005 was received and ordered filed.

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Mr. Brown expressed his condolences to former Council Member Mr. Robert Jefferson whose mother had passed away.

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Mr. Farmer announced that Monday's Planning Committee meeting would be considering the Comprehensive Plan Goals and Objectives.

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Mr. Stinnett announced that a Town Hall Meeting on public safety issues would be held on Monday, October 24th at 7:30 p.m. at Northern Elementary School.

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Mr. Myers announced that a Town Hall Meeting on public safety issues would be held on Thursday, October 27th at 6:30 p.m. at Millcreek Elementary.

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Mr. Bill Wheeler, 187 Jesselin Drive, thanked the Mayor and Council for the LexTran tax that was now included in property tax bills, and requested that a quarterly report be done concerning those tax funds.

The Mayor stated that the quarterly report could be done and directed Mr. Willy Fogle, Administrative Aide to the Mayor, to work with LexTran on that.

Mr. Wheeler also spoke on the cost for city solid waste collection compared to the cost charged by private companies, and on allowing police officers to ask to see the driver's licenses of those who may be illegal residents.

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Mr. Robert Dalton, 520 Douglas Avenue, requested that since the Ky. Supreme Court had voted against having the KY-American Water Co. condemnation issue on the ballot for this year, that the Mayor and Council put the issue on the ballot for next year.

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Ms. Sarah Brown, 215 Rand Avenue, requested information on why the date had been changed for a community meeting on the Bluegrass-Aspendale Project. She stated that the neighborhood had had flyers printed advertising the first date, and that the public would be confused by the rescheduling of the meeting.

Mr. Brown spoke about the reasons why the community meeting date had been changed.

The Mayor stated that her office would pay for new flyers to be printed.

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The Council adjourned at 8:16 p.m.

Clerk of the Urban County Council